IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS SHERMAN DIVISION

FILED

MOTION FOR ORDER OF DISMISSAL WITH PREJUDICE

Plaintiff, David E. Mack, having reached a settlement with the Defendant in the above styled cause of action brings this Motion for an Order of Dismissal WITH PREJUDICE and requests the Court enter such Order in the above styled action with each party bearing their own costs.

Respectfully Submitted,

David E Mack

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CERTIFICATE OF SERVICE

The true and correct copy of the foregoing document was sent to the below named party by first class USPS mail.

Signed October 12, 2016

David E Mack

Brendan H. Little LIPPES MATHIAS WEXLER FRIEDMAN LLP 50 Fountain Plaza, Suite 1700 Buffalo, NY 14202